

**MINUTES OF THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**May 30, 2001**

## DIVISION ONE

B142491      Los Angeles County, D.C.FS.      (Not for Publication)  
v.  
Colleen R.

The dispositional order is affirmed.

Spencer, P.J.

We concur: Ortega, J.  
Vogel (Miriam A.), J.

B147664 People (Not for Publication)  
v.  
Guzman

The judgment is affirmed.

Spencer, P.J.

We concur: Ortega, J.  
Mallano, J.

B137453      Fire Insurance Exchange      (Not for Publication)  
v.  
Underwood et al.

The judgment is affirmed.

Spencer, P.J.

We concur: Vogel (Miriam A.), J.  
Mallano, J.

DIVISION THREE

B139152 People (Not for Publication)  
v.  
Dawson

The judgment is affirmed, and the matter remanded so the trial court may either impose or strike the arming enhancement on count 3. The trial court is directed to prepare an amended abstract of judgment and forward it to the Department of Corrections.

Klein, P.J.

We concur:   Kitching, J.  
                  Fidler, J. (Assigned)

B138532      Montie A. Reynolds et al.      (Not for Publication)  
v.  
Dick A. Maxwell et al.

The judgment is affirmed. Respondent(s) to recover costs.

Aldrich, J.

We concur:   Croskey, Acting P.J.  
                  Kitching, J.

B131925      Baxter Healthcare Corp.      (Not for Publication)  
v.  
Air Express International Corp.

The judgment is affirmed. Baxter and Fireman's Fund are awarded costs on appeal.

Aldrich, J.

We concur: Klein, P.J.  
Kitching, J.

DIVISION THREE (Continued)

B135141 Lou Yu Jie et al. (Certified for Publication)  
v.  
Liang Tai Knitwear Co., etc., et al.

The judgment is affirmed. Respondent(s) to recover costs.

Croskey, Acting P.J.

We concur: Kitching, J.  
Fidler, J. (Assigned)

B137381 Nick Nishanian (Not for Publication)  
v.  
Neil C. Newson & Assoc., et al.

The damage awarded is reduced by \$1,000, to \$50,310.25. The award of prejudgment interest is stricken, and the matter is remanded to the trial court with directions to award prejudgment interest at the rate of 7 percent per annum. In all other respects, the judgment is affirmed. Each party to bear respective costs on appeal.

Klein, P.J.

We concur: Kitching, J.  
Aldrich, J.

B137620 Martha Rose Ames et al. (Certified for Publication)  
v.  
Stephen Paley

The judgment is affirmed. Respondent(s) to recover costs.

Klein, P.J.

We concur: Croskey, J.  
Kitching, J.

May 30, 2001-Continued

### DIVISION THREE (Continued)

B138657 People (Not for Publication)  
v.  
Ronquillo

The judgment is affirmed.

Fidler, J. (Assigned)

We concur:   Kitching, Acting P.J.  
                  Aldrich, J.

B136778      Chavez et al.  
v.  
Whirlpool Corporation et al.

Filed order vacating submission of February 15, 2001. Due to the process of other court business and complexity of the issues, additional time is needed to complete and file the opinion in this matter. Cause resubmitted.

B131509 Michael  
v.  
Aetna Life & Casualty Insurance, et al.

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment)

B134877 Save Open Space/Santa Monica Mountains  
v.  
Santa Monica Mountains Conservancy et al.  
Ahmanson Land Company et al.

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment)

## DIVISION FOUR

[illegible]

The judgment is affirmed.

Hastings, J.

We concur: Vogel (C.S.), P.J.  
Curry, J.

B140126 Dawson et al. (Not for Publication)  
v.  
State Compensation Insurance Fund

The judgment (order sustaining the demurrer without leave to amend) is affirmed. Respondent SCIF shall recover its costs on appeal.

Hastings, J.

We concur: Vogel (C.S.), P.J.  
Curry, J.

B140295 Diaz et al. (Not for Publication)  
v.  
Marin

The judgment (order granting summary judgment) is affirmed. Appellant's request for sanctions is denied. Respondent shall recover his costs on appeal.

Hastings, J.

We concur: Vogel (C.S.), P.J.  
Curry, J.

DIVISION FIVE

Court convened at 10:30 A.M.

Present: Turner, P.J., Armstrong, J., Willhite, J. (Assigned) and Zaida G. Heraldez, Deputy Clerk.

B148271 In re Chacon Domingo on Habeas Corpus

Merits:

Argued by Jill Ishida for petitioner and by Robert D. Breton, deputy attorney general, for real party in interest. Cause submitted.

Court adjourned.

B139378 People (Not for Publication)  
v.  
Frank Francis Lipski

The judgment is affirmed. The abstract of judgment is modified to reflect the imposition of the Penal Code section 1202.4, subdivision (b)(1), fine in the sum of \$200 as discussed in the body of this opinion. Upon issuance of the remittitur, the superior court clerk is directed to issue an amended abstract of judgment which correctly reflects both restitution fine imposed (Pen. Code, §§ 1202.4, subd. (b)(1), 1202.45) and forward it to the Department of Corrections.

Turner, P.J.

We concur: Grignon, J.  
Willhite, J. (Assigned)

May 30, 2001-Continued

## DIVISION FIVE (Continued)

B144712      Los Angeles County, D.C.F.S.      (Not for Publication)  
v.  
Louis R.  
In re Morgan R.

The judgment is affirmed.

Turner, P.J.

We concur: Grignon, J.  
Willhite, J. (Assigned)

DIVISION SIX

[illegible]

The judgment is affirmed.

Coffee, J.

We concur: Gilbert, P.J.  
Yegan, J.

B141922      Schultz      (Not for Publication)  
v.  
Schultz

The judgment is affirmed. Sonia is awarded costs on appeal.

Perren, J.

We concur: Gilbert, P.J.  
Yegan, J.

DIVISION SIX (Continued)

B140739      Save Open Space/Santa Monica Mountains      (Not for Publication)

v.

County of Ventura et al.

Ahmanson Land Co., et al.

The judgment is affirmed. Costs to Respondent

Coffee, J.

We concur:    Gilbert, P.J.

Yegan, J.

DIVISION SEVEN

B146579      Lewis

v.

Astro Office Products

B148869      Lewis

v.

Astro Office Products

Filed order consolidating above captioned appeals.